

**Enrolled Minutes of the Thirty-seventh Regular or Special Meeting
For the Twenty-Eighth Highland Town Council
Regular Plenary Business Meeting
Monday, June 12, 2017**

Study Session. The Twenty-Eighth Town Council of the Town of Highland, Lake County, Indiana met in a study session preceding the regular meeting on Monday, June 12, 2017 at 6:40 O'clock P.M. in the regular place, the meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

Silent Roll Call: Councilors Mark Herak, Dan Vassar, Steven Wagner, Konnie Kuiper and Bernie Zemen were present. The Deputy Clerk-Treasurer, Kathryn A. Minchuk, was present to memorialize the proceedings. A quorum was attained.

General Substance of Matters Discussed.

1. The Town Council discussed the agenda of the imminent meeting.
2. The Town Attorney discussed amending the agenda to add part C, a motion to approve the preliminary planned unit development plan, to the 3rd item under special orders.

The study session ended at 6:50 O'clock p.m.

Regular meeting. The Twenty-Eighth Town Council of the Town of Highland, Lake County, Indiana met in its regular session on Monday, June 12, 2017 at 7:00 O'clock P.M. in the regular place, the plenary meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

The Town Council President, Dan Vassar, presided. The Town Deputy Clerk-Treasurer, Kathryn A. Minchuk, was present to memorialize the proceedings. The meeting was opened with Councilor Konnie Kuiper reciting the Pledge of Allegiance to the Flag of the United States of America and offering a prayer.

Roll Call: Present on roll call were Councilors Mark Herak, Dan Vassar, Steven Wagner, Konnie Kuiper and Bernie Zemen. The Deputy Clerk-Treasurer, Kathryn A. Minchuk was present to memorialize the proceedings. A quorum was attained.

Additional Officials Present: Rhett Tauber, Esq. Town Attorney; John Banasiak, Police Deputy Commander; William R. Timmer, Jr., CFOD, Fire Chief; and Kenneth J. Mika, Building Commissioner were present.

Additionally present: Ed Dabrowski, IT Consultant was additionally present.

Minutes of the Previous Meetings: The minutes of the regular meeting of 22 May 2017, were approved by general consent.

Special Orders:

1. **Consideration of Proposed Additional Appropriations:** Proposed Additional Appropriations in Excess of the 2017 Budget for the Parks/VIPS Public Safety Fund in the amount of \$13,614. The Police Chief requests this to support the purchase of a four wheel ATV for use by the Volunteers in Police Services.
 - (a) *Attorney verification of Proofs of Publication:* The TIMES 25 May 2017. The Town Attorney verified that the proofs of publication were in compliance with IC 5-3-1.

- (b) **Public Hearing.** The Town Council President called the public hearing to order. There were no comments or remonstrances. The hearing was closed.
- (c) Action on **Appropriation Enactment No. 2017-21:** An Enactment Appropriating Additional Moneys in Excess of the Annual Budget for the Parks/VIPS Public Safety Fund, all pursuant to I.C. 6-1.1-18, and I.C. 36-5-3-5.

Councilor Herak introduced and moved the consideration of Enactment No. 2017-21 at the same meeting of its introduction. Councilor Kuiper seconded. Upon a roll call vote, a unanimous vote being necessary, there were five affirmatives and no negatives. The motion passed. The enactment could be considered at the same meeting of its introduction.

Councilor Herak moved the passage and adoption of Enactment No. 2017-21 at the same meeting of its introduction. Councilor Kuiper seconded. Upon a roll call vote, a two-thirds vote being necessary, there were five affirmatives and no negative. The motion passed. The enactment was passed and adopted at the same meeting of its introduction.

**Town of Highland
Appropriation Enactment
Enactment No. 2017-21**

AN ENACTMENT APPROPRIATING ADDITIONAL MONEYS IN EXCESS OF THE ANNUAL BUDGET for the PARKS/VIPS PUBLIC SAFETY FUND, ALL PURSUANT TO I.C. 6-1.1-18, and I.C. 36-5-3-5.

WHEREAS, Following a public hearing advertised pursuant to I.C. 5-3-1, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget for the **Parks/VIPS Public Safety Fund;**

WHEREAS, It has been determined that such additional appropriations as may be approved by this enactment, will not increase the levies set under I.C. 6-1.1-17, all pursuant to I.C. 36-5-3-5;

NOW, THEREFORE BE IT ENACTED by the Town Council of the Town of Highland, Lake County, Indiana, as follows:

Section 1. That for the expenses of said municipality, the following additional sums of money are hereby appropriated and ordered set apart out of the **Parks/VIPS Public Safety Fund** herein named and for the purposes herein specified, subject to the laws governing the same:

PARKS/VIPS PUBLIC SAFETY FUND

Increase	
014-0000-410.01 VIPS Special Purpose Vehicle	<u>\$13,614.00</u>
Total:	<u>\$13,614.00</u>

Section 2. That the Clerk-Treasurer is hereby authorized and instructed to inform the Department of Local Government Finance of this action and that these monies be made available for expenditure pursuant to I.C. 6-1.1-18.

Section 3. That in satisfaction and for the purposes of the provisions set out in I.C. 36-5-2-9.6, I.C. 36-5-3-5, I.C. 36-5-4-2, this enactment shall be deemed properly filed and introduced before the Town Council at a regular or special meeting, properly called and convened pursuant to I.C. 5-1.5-14 *et seq.*

Introduced and Filed on the 12th day of June 2017. Consideration on the same day or at same meeting of introduction sustained a vote of ____ in favor and ____ opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED AND ADOPTED this 12th Day of June 2017, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Dan Vassar, President (IC 36-5-2-10)

ATTEST:

Kathryn A. Minchuk
Deputy Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

2. **Advisory Board of Zoning Appeals Docket:** Petition for a Use Variance for property located 8939 Kleinman Road, **Highland**, to allow use of the property as a cemetery to allow for an expansion of the existing Hope Cemetery located north of this location, in property which is currently zoned as B-1 Neighborhood Business District. Petitioner: **F & G Investments** by counsel, **Glenn Patterson, Esq.** 300 E. 90th Drive, Merrillville, IN.

The Advisory Board of Zoning Appeals by a vote of three (3) in favor and zero (0) opposed, acted to **favorably recommend the request for the use variance** for the property. The ABZA acted at its meeting of 26 April 2017. The findings of fact were memorialized and the board approved the facts in written form at its meeting of 24^{May} 2017. (90 days ends 25 July 2017).

*Pursuant to IC 36-7-4-918.6, the Town Council may either **accept the favorable recommendation** and GRANT the requested use variance or it may **reject (over rule) the favorable recommendation** and DENY the use variances. If not acted upon by the Town Council within the 90 days described above, the action of the Advisory Board of Zoning Appeals stands.*

- (a) The Town Council President invited public comment if any was desired. There were no comments. The public comment opportunity was ended.
- (b) Comments from remonstrators (if desired). There were no comments.

Councilor Wagner moved to accept the favorable recommendation of the Advisory Board of Zoning Appeals and grant the petitioners' request for a use variance as indicated. Councilor Kuiper seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The use variance was approved.

3. **Plan Commission Docket No. 2017-01:** Petitioner is seeking an amendment to the *zoning map* involving property located at the 2200 block of Main Street. The subject property is currently zoned R-2 Single and Two Family Residential District, petitioner seeks to rezone to B-PUD General Business District, Planned Unit Development District designation. *Petitioner: CG Indiana Holdings, LLC* by counsel, **James L Wieser, Esq.**, Wieser & Wyllie, 429 W. Lincoln Highway, Schererville, Indiana 46375.

(A) Certification of Action by the Plan Commission regarding a Proposed Amendment to the existing zoning map.

The matter was certified by the Municipal Plan Commission with a **favorable recommendation**, by a vote of seven (7) in favor, none opposed at its meeting of May 17, 2017. The Plan Commission's findings of fact are memorialized from the May 17, 2017 hearing and are set to be taken up at its meeting of June 21, 2017.

*Pursuant to IC 36-7-4-608(f), having received a favorable recommendation, the Town Council may either **approve** the recommendation and adopt the ordinance or **reject** the recommendation, and defeat the ordinance. If no action occurs within 90 days, the recommendation of the Plan Commission is adopted. **90 days tolls on August 15, 2017.***

Agenda amended. With leave from the Town Council, Councilor Wagner moved to amend the agenda to add part C, styled as "*motion to approve preliminary planned unit development plan*" to part 3 of Special Orders of the agenda, seconded by Councilor Kuiper. Upon a roll call vote, a two-thirds vote being necessary, there were five affirmatives and no negatives. The motion passed. The agenda was amended to add part C, styled as "*motion to approve the preliminary planned unit development plan*".

- (B) Enrolled Recommended Ordinance No. 1649** of the Town of Highland, Amending the Zoning Map from R-2 District to a B-PUD District.

Councilor Herak moved, seconded by Councilor Wagner to approve the ordinance as recommended, amending the zoning map. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The ordinance was adopted.

ORDINANCE NO. 1649
Of the
TOWN OF HIGHLAND, INDIANA

An Ordinance Amending the Zoning Map of the Comprehensive Zoning Ordinance Passed by the Town Council of the Town of Highland, Lake County, Indiana, on the 22nd day of November, 1999, to be Effective on the 1st day of July, 2000; and hereinafter reclassifying an area in the Town of Highland, Lake County, Indiana from an R-2 District to a B-PUD District.

WHEREAS, The Town Council of the Town of Highland, Indiana, did on the 22nd day of November, 1999, pass a certain zoning ordinance which is now in full force and effect, and which is known as Ordinance Nos. 1126 as amended by 1127.1126-A, together with all amendments thereof and supplements thereto and codified as Chapter 214 of the Highland Municipal Code; and

WHEREAS, A petition and application for said proposed amendment was presented to the Highland Plan Commission by the Petitioner and a public hearing was held thereon according to said Ordinance Nos. 1126 as amended by 1127.1126-A, together with all amendments thereof and supplements thereto and codified as Chapter 214 of the Highland Municipal Code, and said Plan Commission recommends **favorable approval**; and

WHEREAS, After due consideration and study, the Town Council of the Town of Highland, does believe that the amendment will be advantageous to said Town and will insure the public health, safety, welfare, and morals of the Citizens thereof in the area affected,

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Town Council of the Town of Highland, Lake County, Indiana as follows:

Section 1. That the following described property situated in the Town of Highland, Lake County, Indiana, which is presently designated as being **R-2 Residential District** is hereby rezoned to rezoned to **B-PUD** General Business Planned Unit Development District, which area is more particularly described as follows:

Property No. 45-07-32-479-011.000-026
Lot 12, Highland Acres, in the Town of Highland, as shown in Plat Book 27, Page 69, in Lake County, Indiana.

Property No. 45-07-32-479-012.000-026
Lot 11, Highland Acres, in the Town of Highland, as shown in Plat Book 27, Page 69, in Lake County, Indiana.

Property No. 45-07-32-479-0131.000-026
Lot 10 in Highland Acres, in the Town of Highland, as per Plat thereof, recorded in Plat Book 27, Page 69, in the Office of the Record of Lake County} Indiana.

Property No. 45-07-32-479-014.000-026
Lot 9 in Highland Acres in the Town of Highland, as per Plat thereof, recorded in Plat Book 27, Page 69, in the Office of the Recorder of Lake County, Indiana.

Property No. 45-07-32-479-015.000-026
Lot No. Eight (8), as marked and laid down on the recorded plat of Highland Acres, Addition to the Town of Highland, Lake County, Indiana, as the same appears on record in Plat Book 27, page 69, in the Office of the Record of Lake County, Indiana.

More commonly known as: 2245 - 105th Street; 2235, 2209, 2213 & 2337 Main Street, Highland, IN.

Section 2. That the Zoning Map, which accompanies the Comprehensive Zoning Ordinance and which is part thereof, shall be amended and changed so as to include the "B-PUD" General Business Planned Unit Development District on the specific parcels of the real estate hereinabove described, all of which was formerly "R-2" Residential District, and henceforth whose regulations and rules governing the "B-PUD" General Business Planned Unit Development District shall apply to the specific parcel of real estate hereinabove described, respectively;

Section 3. That the Town Engineer is hereby ordered to make appropriate map change and that said Ordinance Nos. 1126 as amended by 1127.1126-A, together with all amendments thereof and

supplements thereto is, codified as Chapter 214 of the Highland Municipal Code, and the same is hereby further amended accordingly;

Section 4. That an emergency exists for the immediate taking effect of this amendment, and that the same shall be in full force and effect from and after its passage and adoption.

Certificate of the Municipal Plan Commission

It is hereby certified that the foregoing proposed rezoning amendment was considered at a regular or special meeting by the Highland Municipal Plan Commission, and said rezoning request, having passed by a vote 7 in favor, and 0 opposed, and was duly forwarded with a favorable recommendation for adoption to the Town Council of the Town of Highland by the Highland Municipal Plan Commission on the 17th day of May 2017.

TOWN OF HIGHLAND
MUNICIPAL PLAN COMMISSION

Mark Schocke, President

Attest:

Mark Kendra, Secretary

Approval by Legislative Body

Duly Ordained and Adopted pursuant to the provisions of IC 36-5-2-9.8 (b)(1), the recommendation of the Plan Commission is noted and the ordinance is hereby (adopted/~~defeated~~) by the Town Council of the Town of Highland, Lake County, Indiana, this 12th day of June 2017, having sustained a vote of 5 in favor and 0 opposed in support of the (adoption/~~defeat~~) herein described.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Dan Vassar, President (IC 36-5-2-10)

Attest:

Kathryn A. Minchuk
Deputy Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

(C) Motion to approve the preliminary planned unit development plan.

Councilor Herak moved, seconded by Councilor Wagner to approve the preliminary planned unit development plan. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The preliminary planned unit development plan was approved.

Staff Reports: The following staff reports were received and filed.

- **Building & Inspection Report for May 2017**

Permit Type	Number	Residential	Commercial	Est. Cost	Fees
Commercial Buildings:	0	0	0	\$0.00	\$0.00
Commercial Additions or Remodeling:	4	0	4	\$268,245.00	\$3,558.50
Signs:	3	0	3	\$26,825.00	\$1,131.00
Single Family:	0	0	0	\$0.00	\$0.00
Duplex/Condo:	0	0	0	\$0.00	\$0.00
Residential Additions:	0	0	0	\$0.00	\$0.00
Residential Remodeling:	89	89	0	\$1,071,992.00	\$29,991.00
Garages:	2	2	0	\$27,455.00	\$789.00
Sheds:	2	2	0	\$5,473.00	\$214.00
Decks & Porches:	8	8	0	\$22,279.00	\$1,603.00

Fences:	30	29	1	\$83,324.00	\$3,285.00
Swimming Pools:	4	4	0	\$0.00	\$328.00
DrainTile/ Waterproofing:	4	4	0	\$25,753.00	\$628.00
Miscellaneous	2	0	2	\$0.00	\$269.00
TOTAL:	148	138	10	\$1,531,346.00	\$41,796.50
Electrical Permits	26	23	3		\$2,313.50
Mechanical Permits	14	13	1		\$1,281.00
Plumbing Permits	7	7	0		\$684.00
Water Meters	1	1			\$355.00
Water Taps	0	0	0		\$0.00
Sewer/Storm Taps	0	0	0		\$0.00
TOTAL Plumbing:	8	8	0		\$1,039.00

May Code Enforcement:

Investigations: 96
Citations: 05
Warnings: 61

May Inspections:

Building: 31 Electrical: 17 Plumbing: 05 HVAC: 10
Electrical Exams: 2

• Fire Department Report for May 2017

	Month	1 st half of year
General Alarms	9	62
Still Alarms	4	27
Paid still alarms	28	134
Total:	41	

The workforce safety report will be submitted at a future meeting.

General Orders and Unfinished Business:

- Proposed Ordinance No. 1648:** An Ordinance Of The Town Council Of The Town Of Highland, Indiana, Approving The Issuance Of Bonds By The Town Of Highland Sanitary District And The Appropriation Of The Proceeds Thereof, And Addressing Other Matters Related Thereto.

Councilor Herak introduced and moved the consideration at the same meeting or day of introduction of Ordinance No. 1648. Councilor Wagner seconded. Upon a roll call vote, a unanimous vote being necessary, there were five affirmatives and no negatives. The motion passed. The ordinance could be considered at the same meeting of introduction.

Councilor Zemen moved the passage and adoption at the same meeting or day of introduction of Ordinance No. 1648. Councilor Kuiper seconded. Upon a roll call vote, a two-thirds vote being necessary, there were five affirmatives and no negatives. The motion passed. The ordinance was passed and adopted at the same meeting of introduction.

ORDINANCE NO. 1648

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HIGHLAND, INDIANA, APPROVING THE ISSUANCE OF BONDS BY THE TOWN OF HIGHLAND SANITARY DISTRICT AND THE APPROPRIATION OF THE PROCEEDS THEREOF, AND ADDRESSING OTHER MATTERS RELATED THERETO

WHEREAS, The Board of Sanitary Commissioners (the "Board") of the Sanitary District of the Town of Highland, Indiana (the "District") proposes to issue two series of bonds pursuant to IC 36-9-25 (the "Bonds"), in order to finance a project consisting of the acquisition of certain contract rights from the Hammond Sanitary District (the "Capital Project") and to finance a working capital project consisting of the payment of certain true-up costs to the Hammond Sanitary District (the "Working Capital Project") (collectively, the "Projects"); and

WHEREAS, The Town Council of the Town of Highland, Indiana (the "Town Council"), as the fiscal body and the legislative body of the Town of Highland, Indiana, now desires to approve the issuance of the Bonds and the appropriation of the proceeds thereof (the "Additional Appropriation"),

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HIGHLAND, INDIANA, as follows:

Section 1. Approval of Bonds. The Town Council hereby approves the issuance by the District of not to exceed \$4,000,000 in aggregate principal amount of its Bonds to provide for the financing of the Capital Project and related costs, and a second series of Bonds in the aggregate principal amount not to exceed \$1,250,000 to provide for the financing of the Working Capital Project and related costs, and the Additional Appropriation of the proceeds of both series and any investment earnings thereon for such respective purposes. The interest rate on the Bonds to be issued by the District shall not exceed five percent (5.0%) per annum. A portion of the Bond proceeds may be applied to pay capitalized interest on the Bonds if determined to be necessary or appropriate by the President of the Board with the advice the Board's financial advisor. The final maturity date of the Bonds shall not be later than ten (10) years after their date of issuance. The Bonds may be subject to redemption prior to maturity on terms determined by the Board prior to the sale of the Bonds, with the advice of the Board's financial advisor. The Bonds shall be payable from a special tax levy of the District.

Section 2. Authorization of Other Actions. The President of the Town Council, any member of the Town Council, and the Clerk-Treasurer of the Town, and any other officer, employee or agent of the Town, is hereby authorized and directed, for and on behalf of the Town, to execute and deliver any contract, agreement, certificate, instrument or other document and to take any action as such person determines to be necessary or appropriate to accomplish the purposes of this Ordinance, such determination to be conclusively evidenced by such person's execution of such contract, agreement, certificate, instrument or other document or such person's taking of such action.

Section 3. Effective Date. This Ordinance shall be in full force and effect from and after its passage by the Town Council as required by law.

Introduced and Filed on the 12th day of June 2017. Consideration on same day or at same meeting of introduction sustained a vote of 5 in favor and 0 opposed, pursuant to IC 36-5-2-9.8.

DULY ORDAINED and ADOPTED this 12th Day of June 2017, by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Dan Vassar, President (IC 36-5-2-10)

Attest:

Kathryn A. Minchuk
Deputy Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5; IC 36-5-2-10.2)

2. **Resolution No. 2017-22:** A Resolution Articulating The "Sense Of The Town Council" Regarding Its Opposition To The Proposed Budget Reductions To The Budget Of The United States Environmental Protection Agency And The Impact On The Great Lakes Restorative Initiative (GLRI).

Councilor Herak moved the passage and adoption of Resolution No. 2017-22. Councilor Wagner seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The resolution was adopted.

HIGHLAND TOWN COUNCIL

Sense of the Town Council Resolution
Resolution No 2017-22

**A RESOLUTION ARTICULATING THE “SENSE OF THE TOWN COUNCIL” REGARDING ITS
OPPOSITION to the PROPOSED BUDGET REDUCTIONS TO THE BUDGET OF THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY and the IMPACT on the GREAT LAKES RESTORATIVE
INITIATIVE (GLRI)**

WHEREAS, The Town of Highland was incorporated to provide certain public services to the residents of this community, all of whom are also residents of this state, and Nation, for whom their elected public servants commit their judgment and industry to promote the general welfare and common public good;

WHEREAS, The Highland Town Council, as the fiscal and legislative body of the Town of Highland, from time to time, encounters issues of public import and moment which invite an expression from the elected representatives as part of the public discourse on the matter;

WHEREAS, Article 1, Section 31 of the Indiana Constitution provides that no law shall restrain any of the inhabitants of the State from assembling together in a peaceable manner, to consult for their common good, nor from instructing their representatives, nor from applying to the General Assembly for redress of grievances;

WHEREAS, The First Amendment of the United States Constitution provides that Congress shall make no law abridging the freedom of speech, or the right of the people to peaceably assemble, and to petition the government for redress of grievances;

WHEREAS, Governments are formed to protect the health and well-being of their citizens;

WHEREAS, Inhabiting a place where there is clean air to breathe, clean water to drink and clean land on which to reside has been since 1970 held to be an essential governmental function;

WHEREAS, As more corporations establish business presences in several nations, CEOs and board members of these multinational corporations often do not reside in the areas in which they conduct trade, earn profits and too often leave polluted; and

WHEREAS, It is our belief that market forces alone are insufficient to incent and encourage these corporations to engage in environmentally sustainable practices, the would reduce undesirable ecological impacts while maintaining profitability; and

WHEREAS, Recent environmental tribulations have been experienced in the Great Lakes Region, to wit: (1) On March 25, 2014 BP spilled 500 gallons of tar sands crude oil into Lake Michigan, (2) on April 11, 2017 US Steel Corporation spilled hexavalent chromium, which required the closure of the Portage River Walk, West Beach, Ogden Dunes beach and the water intake at Ogden Dunes, and (3) July 2010 a ruptured Embridge pipeline spilled 800,000 gallons of tar sands crude oil into the Kalamazoo river; and

WHEREAS, The environmental catastrophe experienced by the residents of the West Calumet neighborhood of East Chicago, Indiana left many asking how the tragedy was not prevented by governmental entities and the Environmental Protection Agency (“the EPA”); and

WHEREAS, The core mission of the United States EPA is to protect the environment, safeguard public health, advise and assist with environmental cleanups, and investigate environmental polluters; and

WHEREAS, The Great Lakes Restoration Initiative (“the GLRI”) is designed to protect the *drinking water* of 35 million people in the vast natural resources that are the Great Lakes; and

WHEREAS, The GLRI is currently working to remediate 43 areas of concern in the United States and Canada, including the Grand Calumet River, Waukegan Harbor and Kalamazoo River -- all at the southern end of Lake Michigan; and

WHEREAS, To carry out this mission, and to practice evidence based decision-making, the US EPA must inform its rulemaking by a rigorous scientific process that evaluates public health impacts and medical evidence to inform and validate agency action; and

WHEREAS, We rely on the US EPA to ensure that the air we breathe, the water we drink, and the places where we live are free from pollution, and that the strongest possible safeguards are in place to protect the health of our community from environmental threats; and

WHEREAS, State agencies such as the Indiana Department of Environmental Management (IDEM) and the Michigan Department of Environmental Quality have disparate standards and enforcement regiments, it is vital that the Federal Government have a strong Environmental Protection Agency to assist the state agencies in promoting a uniform ecological standard and to protect the people of Highland, the Calumet Region, the Great Lakes Region of Indiana and our nation; and,

WHEREAS The Town of Highland by and through its elected officers wishes to offer a distinct, public expression on the public import of this matter,

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Highland, Lake County, Indiana that it is the sense of the Town Council of Highland is as follows:

Section 1. That it is the sense of the Town Council of the Town of Highland that it is of the highest public importance and good that the United States Environmental Protection Agency (US EPA) be fully funded;

Section 2. That it is the further sense of the Town Council of the Town of Highland that it is of the highest public importance and good that the United States Environmental Protection Agency marshal these needed funds in order to preserve the ecological quality of life in our community, our region and our nation;

Section 3. That it is the still further sense of the Town Council of the Town of Highland the Town of Highland that the so-called Great Lakes Regional Initiative (GLRI) and the Region 5 US EPA office be left intact, equipped and fully resourced in order to continue its essential work in advancing the ecological quality of the Great Lakes;

Section 4. That it is the still further sense of the Town Council of the Town of Highland that the School Town of Highland be encouraged and urged to take advantage of the Indiana Finance Authority's free program to test for lead in drinking water in all of our schools;

Section 5. That the Clerk-Treasurer be hereby further instructed to transmit and forward this resolution to the President of United States of America, Indiana's United States Senators and the Representative in the United States House of Representatives from Indiana's First Congressional District, the Governor of Indiana, the Indiana State Senator from District One, the Indiana State Representative from District Twelve and such persons as may be deemed to have an interest in this matter and to encourage those persons to evidence their strong desire to see the objects and purposes of this "*Sense of the Council Resolution*" achieved.

DULY RESOLVED and ADOPTED this 12th Day of June 2017 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Dan Vassar, President (IC 36-5-2-10)

Attest:

Kathryn A. Minchuk
Deputy Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

3. **Works Board Order No. 2017-13:** An Order of the Works Board Accepting the Quote of Hooks AV LLC for the WICKER PARK DRIVE SIDEWALK PROJECT in the amount of Eighteen Thousand Thirteen Eighty Dollars and fifty Cents (\$18,013.50).

Councilor Herak moved the passage and adoption of Works Board Order No. 2017-13. Councilor Kuiper seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The order was adopted.

**Town of Highland
Board of Works
Order of the Works Board No. 2017-13**

An Order of the Works Board Accepting the Quote of Hooks AV LLC for the WICKER PARK DRIVE SIDEWALK PROJECT in the amount of Eighteen Thousand Thirteen Eighty Dollars and fifty Cents (\$18,013.50)

Whereas, The Town Council (Board of Works) for the Town of Highland has determined that it is desirable to install sidewalk to that would enhance access to the bike trail near Wicker Park Drive and styled as the Sycamore Avenue Sidewalk project; and

Whereas, Pursuant to §3.15.170 of the HMC, the Board estimated that the public works project was estimated to cost less than \$50,000, and obtained a quote from Hooks AV LLC on the open market; and

Whereas, Hooks AV LLC, submitted an acceptable quote which will not exceed \$22,361 but will likely be in the amount of \$18,013.50; and

Whereas, The Director of Public Works has reviewed the proposal and determined that the proposal is sound and reasonable;

Whereas, There are sufficient and available appropriations balances on hand to support the payments for services, pursuant to IC 5-22-17-3(e) and HMC Section 3.05.040(E); and

Whereas, The purchase price exceeds \$15,000.00 and pursuant to §3.05.040 (C) of the HMC requires the express approval of the purchasing agency; and

Whereas, The Town of Highland, through its Board of Works, now desires engage HOOKS AV, LLC, and expressly approve the proposal and the project,

Now, Therefore, Be It Hereby Ordered by the Town the Highland, Indiana, through its Board of Works:

Section 1. That the proposal of HOOKS AV, LLC for the extension of sidewalk from Wicker Park Drive to the Bicycle Trail in an amount not to exceed \$22,361 but likely to cost based upon unit quotes, to be the amount of **Eighteen Thousand Thirteen Eighty Dollars and fifty Cents (\$18,013.50)** is hereby accepted and the project is approved;

Section 2. That the Public Works Director and Clerk Treasurer are hereby authorized to execute the agreement and all documents necessary to implement the project.

Be it so Ordered.

DULY, PASSED and ORDERED by the Town Council of the Town of Highland, Lake County, Indiana, acting as the Works Board, this 12th day of June 2017 having passed by a vote of 5 in favor and 0 opposed.

**TOWN COUNCIL of the TOWN of
HIGHLAND, INDIANA**

Dan Vassar, President (IC 36-5-2-10)

Attest:

Kathryn A. Minchuk
Deputy Clerk-Treasurer (IC 33-42-4-1; IC 36-5-6-5)

4. Authorizing the proper officer to publish legal notice of a public hearing to consider additional appropriations in the amount of **\$25,000** in the **Municipal cumulative Street Fund**, in the amount of **\$75,000** in the **Solid Waste District Grant Fund**, and in the amount of \$6,678 in the Parks/VIPS Public Safety Fund.

Councilor Herak moved to authorize the proper officer to publish the legal notice as indicated. Councilor Kuiper seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The proper officer was authorized.

Comments from the Town Council:

- **Councilor Bernie Zemen:** *Chamber of Commerce Co-Liaison • IT Liaison*

Councilor Zemen acknowledged the Building Commissioner who had no report. Councilor Zemen reported that there was no report for the Redevelopment but that interviews will begin soon. Councilor Vassar was unsure on the amount of applicants but reported that once the first round of interviews is done GovHR USA will present the final applicants to the Council.

- **Councilor Mark Herak:** *Budget and Finance Chair • Liaison to the Board of Sanitary Commissioners • Liaison to the Community Events Commission • Liaison to the Board of Waterworks Directors.*

Councilor Herak acknowledged the Public Works Director, who reported on the status of projects under the aegis of the Sanitary District. He also reported that the lighted street signs were ordered.

- **Councilor Steve Wagner:** • *Advisory Board of Zoning Appeals Liaison* • *Redevelopment Commission Liaison.*

Councilor Wagner acknowledged the Building Commissioner, who offered an overview of matters before the Advisory Board of Zoning Appeals.

- **Councilor Konnie Kuiper:** • *Town Board of Metropolitan Police Commissioners, Liaison.* • *Fire Department, Liaison* • *Chamber of Commerce Co-Liaison.*

Councilor Kuiper acknowledged the Police Chief who discussed the small four-wheel vehicle utility vehicle the department was seeking to be used by the Volunteers in Police Service (VIPS).

- **Councilor President Dan Vassar:** *Town Executive* • *Chair of the Board of Police Pension Trustees* • *Liaison to the Park and Recreation Board.*

The Council President acknowledged the retirement of the Redevelopment Director, Cecile Petro, and expressed his well wishes to her and although she was not in attendance tonight, he thanked her again for her twelve years of service. He wanted to acknowledge Cecile's wishes to express to the public that she did not ask for her compensated time to be paid out and that she wishes to see all employees treated the same. He expressed that Cecile never asked for the time and was just as shocked as they were and that it was unfair to her the judgement that was expressed on social media.

Comments from Visitors or Residents:

1. Carol Kerr, 2185 Timberidge Lane, Highland, expressed her disappointment in the Council regarding the development that is coming into her subdivision. She discussed the retention pond plan. She indicated that she will be moving out of Highland in lieu of the events with the development coming into her area.
2. Scott Houldieson, 8927 Parrish, Highland, expressed his gratitude to the Council for considering Resolution 2017-22 regarding its opposition to the proposed budget reductions to the budget of the United States Environmental Protection Agency. He indicated that it was a collaborative effort with a small group of citizens and is going to be presented to other municipalities and is moving forward.
3. Larry Kondrat, 8115 45th Place East, Highland, he wanted to add to Ms. Kerr's earlier comments that the foot print of the development would be notably large. He also inquired about the actual dollar amount that Cecile Petro will be receiving.

With leave from the Town Council, the Town Council President instructed the Deputy Clerk-Treasurer to follow-up with Mr. Kondrat regarding his inquiry.

Payment of Accounts Payable Vouchers. Councilor Zemen moved to allow the vendors accounts payable vouchers as filed on the pending accounts payable docket, covering the period **May 23, 2017** through **June 12, 2017** and the **payroll docket for May 26, 2017**. Councilor Wagner seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The accounts payable vouchers for the vendor docket

were allowed, payments allowed in advance were ratified, the payroll dockets listed were ratified and for all remaining invoices, the Clerk-Treasurer was authorized to make payment.

Vendors Accounts Payable Docket:

General Fund, \$407,361.04; Motor Vehicle Highway and Street (MVH) Fund, \$42,482.55; Law Enforcement Continuing Education, Training, and Supply Fund, \$2,132.39; FSA Agency Fund, \$1,888.35; Insurance Premium Fund, \$147,216.65; Information and Communications Technology Fund, \$10,095.92; Civil Donation Fund, \$2,015.32; Special Events Non Reverting Fund, \$354.39; Police Pension Fund, \$67,631.80; Municipal Cumulative Capital Development Fund, \$2,369.30; Traffic Violations and Law Enforcement Agency Fund, \$9,884.00; Special Community Crossing Grant Fund, \$26,611.36; Total: \$720,043.07.

Payroll Docket for payday of May 26, 2017:

Council, Boards and Commissions, \$8,299.00; Office of Clerk-Treasurer, \$13,946.45; Building and Inspection Department, \$8,632.74; Metropolitan Police Department, \$111,222.66; Fire Department, \$3,872.63; Public Works Department (Agency), \$65,009.73 and 1925 Police Pension Plan Pension Fund, \$67,551.06; Total Payroll: \$278,534.27.

Adjournment of Plenary Meeting. Councilor Zemen moved that the plenary meeting be adjourned. Councilor Kuiper seconded. Upon a vote *viva voce*, the motion passed. The regular plenary meeting of the Town Council of Monday, June 12, 2017 was adjourned at 7:43 O'clock p.m.

Kathryn A. Minchuk
Deputy Clerk-Treasurer